

February 5, 2003

**EX PARTE**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554


**Re: ET Docket No. 98-153**

Dear Ms. Dortch:

On February 4, 2003, Jill Luckett, Vice President of Program Network Policy, National Cable & Telecommunications Association ("NCTA"), spoke, via telephone, with Sam Feder, Legal Advisor to Commissioner Martin. They discussed cable companies' concerns, based on recent studies conducted by the Satellite Industry Association ("SIA") and filed in the above-referenced proceeding, that UWB devices could cause interference to the reception of satellite signals in the C-band frequencies. Cable program networks and operators are major users of domestic C-band satellites to distribute cable programming to their customers.

The studies submitted to the Commission by SIA raise significant technical issues that we believe deserve further consideration. NCTA recognizes and supports the Commission's interest in the development of new technologies, but further analysis and testing of the use of C-band frequencies by UWB devices is necessary to ensure they do not disrupt the distribution of cable services. We urge the Commission not to adopt final technical rules for UWB devices until this analysis can be done and appropriate remedies adopted.

Sincerely,



Daniel L. Brenner

cc: Sam Feder